

Jeffrey N. Pomerantz, Esq.  
Andrew W. Caine, Esq.  
(admitted *pro hac vice*)  
PACHULSKI STANG ZIEHL & JONES LLP  
10100 Santa Monica Boulevard  
Los Angeles, California 90067-4100  
Telephone: (310) 277-6910  
Telecopy: (310) 201-0760

Lynn L. Tavenner, Esq. (VA Bar No. 30083)  
Paula S. Beran, Esq. (VA Bar No. 34679)  
TAVENNER & BERAN, PLC  
20 North Eighth Street, 2<sup>nd</sup> Floor  
Richmond, Virginia 23219  
Telephone: (804) 783-8300  
Telecopy: (804) 783-0178

- and -

Robert J. Feinstein, Esq.  
(admitted *pro hac vice*)  
PACHULSKI STANG ZIEHL & JONES LLP  
780 Third Avenue, 36<sup>th</sup> Floor  
New York, New York 10017  
Telephone: (212) 561-7700  
Telecopy: (212) 561-7777

*Counsel to the Liquidating Trustee*

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

-----	x	
In re:	:	Chapter 11
	:	
CIRCUIT CITY STORES, INC., <u>et al.</u> ,	:	Case No. 08-35653 (KRH)
	:	
Debtors.	:	
-----	:	Jointly Administered
	x	

**ORDER SUSTAINING LIQUIDATING TRUST'S FIFTIETH OMNIBUS OBJECTION  
TO CLAIMS: REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS OR  
DISALLOWANCE OF CERTAIN INVALID CLAIMS, AS  
APPLICABLE (BENEFIT RESTORATION PLAN)**

THIS MATTER having come before the Court<sup>1</sup> on the *Liquidating Trust's*  
*Fiftieth Omnibus Objection to Claims: Reduction of Certain Partially Invalid Claims or*  
*Disallowance of Certain Invalid Claims, as Applicable (Benefit Restoration Plan)* (the

<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

“Objection”), which requested, among other things, that the claims specifically identified on Exhibit B attached to the Objection be reduced or disallowed, as applicable, for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it further appearing that no response was timely filed or properly served by the Claimants being affected by this Order; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors’ estates and creditors and other parties-in-interest; and after due deliberation thereon, good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Objection is SUSTAINED.
2. The Claims identified on Exhibit A as attached hereto and incorporated herein are forever disallowed in its entirety for all purposes in these bankruptcy cases.
3. The Court will conduct a status conference on February 7, 2013 at 2:00 p.m. for all Claims identified on Exhibit B attached hereto.
4. The Liquidating Trust’s rights to object to any claim including (without limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.
5. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.
6. This Court shall retain jurisdiction to hear and determine all matters arising from or relating to this Order.

Dated: Richmond, Virginia  
\_\_\_\_\_, 2012

\_\_\_\_\_  
HONORABLE KEVIN R. HUENNEKENS  
UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner

Lynn L. Tavenner (VA Bar No. 30083)  
Paula S. Beran (VA Bar No. 34679)  
20 North Eighth Street, 2<sup>nd</sup> Floor  
Richmond, Virginia 23219  
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*Counsel to the Circuit City Stores, Inc.  
Liquidating Trust*

**CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner  
Lynn L. Tavenner

In re Circuit City Stores, Inc., et al.

EXHIBIT A

Case No. 08-35653 (KRH)

## EXPUNGED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Modified Claim Amount
6525	JONAS JR, ERIC A 2 ANNETT AVE EDGEWATER, NJ 07020	01/23/09	\$217,000.00	U	CIRCUIT CITY STORES, INC.	\$0.00
6250	OLIVER, MARK E 523 HAROLDS DR MANAKIN SABOT, VA 23103	01/26/09	\$0.00	U	CIRCUIT CITY STORES, INC.	\$0.00
1761	DOUGLAS, PETER A 5792 Fairwood Trace NW Acworth, GA 30101	12/18/08	\$0.00	U	CIRCUIT CITY STORES, INC.	\$0.00
5186	LIVERMAN, GEORGE A 5026 SW 39TH DR PORTLAND, OR 97221	01/26/09	\$193,035.00	U	CIRCUIT CITY STORES WEST COAST, INC.	\$0.00

In re Circuit City Stores, Inc., et al.

EXHIBIT B

Case No. 08-35653 (KRH)

CONTINUED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Objection Exhibit
9538	ARENSMEYER, MARK A 2004 W CAVENDISH CT ALPHARETTA, GA 30022	01/30/09	\$266,748.54	U	CIRCUIT CITY STORES, INC.	\$91,750.00	C
4499	CECIL, DAVID W 2700 E BRIGSTOCK RD MIDLOTHIAN, VA 23113-3901	01/23/09	\$346,607.00	U	CIRCUIT CITY STORES, INC.	\$120,626.00	C
11878	CHALIFOUX MICHAEL T C O LAUREL CHALIFOUX 10801 WHITAKER WOODS RD RICHMOND, VA 23233	03/20/09	\$2,823,915.00	U	CIRCUIT CITY STORES, INC.	\$1,187,621.00	C
1533	CIRCO, MILES M 9400 Tilghman Island Rd Wittman, MD 21676-1206	12/10/08	\$473,151.00	U	CIRCUIT CITY STORES, INC.	\$382,332.00	C
4494	CUMMINGS BENJAMIN 11117 BOTHWELL ST RICHMOND, VA 23233	01/23/09	\$810,345.16	U	CIRCUIT CITY STORES, INC.	\$319,208.00	C
5703	DENNEY, WILLIAM C 2904 NORTHLAKE DR RICHMOND, VA 23233	01/27/09	\$1,796,704.00	U	CIRCUIT CITY STORES, INC.	\$241,676.00	C
4503	DOUGLAS, PETER 5792 FAIRWOOD TRACE ACWORTH, GA 30101	01/23/09	\$288,222.72	U	CIRCUIT CITY STORES, INC.	\$44,566.00	C
4496	FITZSIMMONS JOHN A 5233 MONUMENT AVE STE 4B RICHMOND, VA 23226-1426	01/23/09	\$1,036,262.00	U	CIRCUIT CITY STORES, INC.	\$620,705.00	C
4491	GOLDEN, KENNETH S 10821 STANTON WAY RICHMOND, VA 23238	01/23/09	\$145,853.00	U	CIRCUIT CITY STORES, INC.	\$58,233.00	C
4495	LAWSON JERRY L 3021 NORTH LAKE DRIVE RICHMOND, VA 23233	01/23/09	\$1,281,794.00	U	CIRCUIT CITY STORES, INC.	\$573,238.00	C
5184	LIVERMAN GEORGE 5026 SW 39TH DRIVE PORTLAND, OR 97221	01/26/09	\$193,035.00	U	CIRCUIT CITY STORES, INC.	\$75,667.00	C

In re Circuit City Stores, Inc., et al.

EXHIBIT B

Case No. 08-35653 (KRH)

CONTINUED CLAIMS

Claim Number	Name & Address	Date Filed	Docketed Claim Amount	Docketed Claim Class	Debtor(s)	Proposed Modified Claim Amount	Objection Exhibit
8312	LUCAS RICHARD B 315 VICTORIA WAY RICHMOND, VA 23238	01/23/09	\$904,789.00	U	CIRCUIT CITY STORES, INC.	\$338,837.00	C
4498	MIERENFELD GARY M 2724 STONEGATE COURT MIDLOTHIAN, VA 23113	01/23/09	\$904,288.10	U	CIRCUIT CITY STORES, INC.	\$343,621.00	C
6309	PHILIP J DUNN 11465 Barrington Bridge Ct Richmond, VA 23233	01/27/09	\$1,723,951.00	U	CIRCUIT CITY STORES, INC.	\$728,831.00	C
4501	RAMIREZ MARIO 4633 Village Dr Dunwoody, GA 30338-5742	01/23/09	\$1,776,803.03	U	CIRCUIT CITY STORES, INC.	\$700,144.00	C
9163	RICHARD L SHARP PO Box 42333 Richmond, VA 23242	01/30/09	\$5,657,262.00	U	CIRCUIT CITY STORES, INC.	\$2,430,927.00	C
9324	RICHARD S BIMBAUM 10480 Cherokee Rd Richmond, VA 23235-1007	01/30/09	\$4,880,159.00	U	CIRCUIT CITY STORES, INC.	\$1,775,699.00	C
4497	WELLS JEFFREY S 504 HUNT FIELD RD MANAKIN SABOT, VA 23103-2912	01/23/09	\$939,258.00	U	CIRCUIT CITY STORES, INC.	\$401,063.00	C

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EXHIBIT B

CONTINUED CLAIMS


In re Circuit City Stores, Inc., et al.

Case No. 08-35653 (KRH)

EXHIBIT B

CONTINUED CLAIMS
